



Attorney Docket No. 1148/039

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit 3736

PATENT APPLICATION

Examiner Michael Astorino

In re application of

**APPARATUS FOR MONITORING  
HEALTH, WELLNESS AND FITNESS**

TELLER ET AL.

Serial No. 09/923,181

Filed August 6, 2001

**REQUEST FOR CONTINUED EXAMINATION**

Pittsburgh, Pennsylvania 15222

May 31, 2006

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Final Office Action dated December 30, 2005 ("Office Action"), Applicant hereby submits this Request for Continued Examination and withdraws its Notice of Appeal filed February 28, 2006.

The Listing of Claims begins on page 2 of this Response.

The Remarks begin on page 31 of this Response.

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| I, Barry I. Friedman, in accordance with 37 C.F.R. 1.8(a), hereby certify that I have a reasonable basis to expect that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope bearing sufficient postage and addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on: |                 |
| May 31, 2006   | Date of Deposit |
| Signature  |                 |